

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office JUL 8 1980

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 17 1980 under 41661

The applicant **George I. Benny - c/o Double Diamond Development Company**, hereby makes application for permission to change the **Place and Manner of Use** water heretofore appropriated under **Permit # 17217**

1. The source of water is **Truckee River via Lake Ditch**
2. The amount of water to be changed **.25 second feet, 69 acre-feet**
3. The water to be used for **Quasi-Municipal**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **within NE $\frac{1}{4}$, NW $\frac{1}{4}$, Section 19, T 19N, R 19E, MDB&M at a point from which the NE corner of said section 19 bears N 89° 35'E, a distance of 2780 feet.**
6. The existing permitted point of diversion is located within
7. Proposed place of use **See Attachment "A"**
8. Existing place of use **See Attachment "B"**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **March 1st to October 31** of each year.
11. Description of proposed works **Headgates, Ditches and Pipelines to treatment works.**
12. Estimated cost of works **\$10,000.00**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: **Water to be used in proposed Double Diamond Development consisting of 8000 residential units, 1315 acres of open space and 489 acres of commercial and industrial properties. Waters not used directly will be recharged to the ground-water basin for "carry over" storage and withdrawal during critical surface water periods.**

By **s/ Brien B. Walters**
Brien B. Walters (Agent)
248 W. 1st St., Suite 106
Reno, Nevada 89501

Compared ag/ cmf ag/ cmf

Protested _____

41668

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This Permit to change the manner and place of use of the waters of the Truckee River as heretofore granted under (Claim 244), Permit 17217, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

Measuring devices with totalizing capability shall be installed and accurate measurements of all water diverted and placed to beneficial use shall be recorded and submitted to the State Engineer as required.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.231 cubic feet per second, but not to exceed 51.93 acre-feet annually as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

July 22, 1983

Proof of completion of work shall be filed on or before:

August 22, 1983

Water must be placed to beneficial use on or before:

July 22, 1988

Proof of the application of water to beneficial use shall be filed on or before:

August 22, 1988

Map in support of proof of beneficial use shall be filed on or before:

August 22, 1988

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office

this 28th day of April, A.D. 2004

Hugh Ricci, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

~~CANCELLED SEP 29 1983~~ ~~BECAUSE OF FAILURE~~
~~OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT~~

~~*Hugh Ricci, P.E.* STATE ENGINEER~~
~~cancellation rescinded 12-13-84~~

Abrogated By Permit 63622 0.09
64810 0.043

ATTACHMENT A - ANSWER TO QUESTION 7

<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.18N., R.20E., M.D.B. & M.</u>
	SE - NW	4	
	SE - NE	4	
	S 1/2	4	
	E 1/2 - NE	5	
	E 1/2 - SE	5	
	SW - SE	5	
	NW - SE	5	
	NE 1/4	8	
	N 1/2 - SE	8	
	SW - SE	8	
	SE - SE	8	
	SE - SW	8	
	NE - SW	8	
	ENTIRE SECTION	9	
	N 1/2	16	
	NW - SE	16	
	NE - SE	16	
	NW - SW	16	
	NW - NE	17	
	NE - NE	17	
	SE - NE	17	
	SW - NE	17	
	NE - SE	17	
	SE - SE	17	
	SW - SE	17	
	NW - SE	17	
	NW - SW	33	T.19N., R.20E., M.D.B. & M.

1

<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.19N., R.20E., M.D.B. & M.</u>
	NE-SW	33	
	SE-SW	33	
	SW-SW	33	

APPENDIX "B" - Answer to Question 8

<u>ACREAGE</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T 18N, R 20E MDB & M</u>
13.7	SE-NW	4	
40.0	SE-NE	4	
16.1	NW-SW	4	
16.5	NE-SW	4	
35.3	NE-SE	4	
40.0	NW NE-SE ¹⁰⁵	4	
39.0	SW-SW	4	
11.7	SE-SW	4	
40.0	SW-SW SE ¹⁰⁵	4	
40.0	SE-SE	4	
10.7	SE-NE	5	
17.9	NW-SE	5	
40.0	NE-SE	5	
37.0	SW-SW SE ¹⁰⁵	5	
40.0	SE-SE	5	
31.1	NW-NE	8	
40.0	NE-NE	8	
31.4	SW-NE	8	
40.0	SE-NE	8	
38.4	NW-NW	9	
23.0	NE-NW	9	
23.8	NW-NE	9	
22.0	NE-NE	9	
40.0	SW-NW	9	
28.4	SE-NW	9	

756 ACRES TOTAL

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OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office

JUL 8 1980

Returned to applicant for correction

Corrected application filed

Map filed SEP 17 1980 under 41661

The applicant George I. Benny - c/o Double Diamond Development Company

Suite 350, Arlington Towers, 100 North Arlington - Reno

Street and No. or P.O. Box No.

City or Town

Nevada 89501

State and Zip Code No.

hereby make application for permission to change the

Place and Manner of Use

of water heretofore appropriated under Permit #17217

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Truckee River via Lake Ditch

Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed 25 second feet, 69 acre-feet

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Quasi-Municipal

Irrigation, power, mining, industrial, etc.

If for stock state number and kind of animals.

4. The water heretofore used for Irrigation

Irrigation, power, mining, industrial, etc.

If for stock state number and kind of animals.

5. The water is to be diverted at the following point within NE $\frac{1}{4}$, NW $\frac{1}{4}$, Section 19, T 19N, R 19E,

MDB&M at a point from which the NE corner of said Section 19 bears N 89° 35'E,

Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be

a distance of 2780 feet.

stated.

6. The existing point of diversion is located within

If point of diversion is not changed, do not answer.

7. Proposed place of use See Attachment "A"

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use See Attachment "B"

Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from January 1 to December 31 of each year.

Month and Day

Month and Day

10. Use has been from March 1st to October 31 of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) Headgates, Ditches and Pipelines to

State manner in which water is to be diverted, whether by dam or other works,

treatment works

whether through pipes, ditches, flumes, or other conduits.

SEE CORRECTED PERMIT

- 12. Estimated cost of works.....\$10,000.00.....
- 13. Estimated time required to construct works.....1 year.....
- 14. Estimated time required to complete the application of water to beneficial use.....5 years.....
- 15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be used in proposed Double Diamond Development consisting of 8000 residential units, 1315 acres of open space and 489 acres of commercial and industrial properties. Waters not used directly will be recharged to the ground-water basin for "carry over" storage and withdrawal during critical surface water periods.

Compared sg/ ha.....gk/bc.....Applicant George I. Benny.....

By s/ Brien B. Walters
Brien B. Walters (Agent)
248 W. 1st St., Suite 106
Reno, Nevada 89501

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner and place of use of the waters of the Truckee River as heretofore granted under (Claim 244), Permit 17217, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

Measuring devices with totalizing capability shall be installed and accurate measurements of all water diverted and placed to beneficial use shall be recorded and submitted to the State Engineer as required.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.25.....cubic feet per second, but not to exceed 69.0 acre-feet annually as decreed.

Actual construction work shall begin on or before.....N/A.....

Proof of commencement of work shall be filed before.....N/A.....

Work must be prosecuted with reasonable diligence and be completed on or before.....July 22, 1983.....

Proof of completion of work shall be filed before.....August 22, 1983.....

Application of water to beneficial use shall be made on or before.....July 22, 1988.....

Proof of the application of water to beneficial use shall be filed on or before.....August 22, 1988.....

Map in support of proof of beneficial use shall be filed on or before.....August 22, 1988.....

Commencement of work filed.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS
Completion of work filed.....State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 22nd day of JULY
Proof of beneficial use filed.....A.D. 1981
Cultural map filed.....
Certificate No.....Issued.....
State Engineer

2407 (REV. 10-79) SEP 29 1983
APPLICANT TO COMPLY WITH THE PROVISIONS OF 44106-1043
Cancellation
OR Rescinded 12-15-84